

BRB No. 06-0182 BLA
Case No. 01-BLA-0684

JAMES AUBREY HOPPER)	
)	
Claimant-Respondent)	
)	
v.)	
)	
PEABODY COAL COMPANY)	
)	
Employer-Petitioner)	DATE ISSUED: 07/31/2007
)	
DIRECTOR, OFFICE OF WORKERS')	
COMPENSATION PROGRAMS, UNITED)	
STATES DEPARTMENT OF LABOR)	
)	
Party-in-Interest)	ORDER on
)	RECONSIDERATION
)	<i>EN BANC</i>

After consideration of employer's contentions and review of the Board's disposition of this case, the Board denies employer's motion for reconsideration *en banc*. 33 U.S.C. §921(b)(5); 20 C.F.R. §§801.301(c), 802.407(a), and 802.409.

By Order of the Board:

Thomas O. Shepherd, Jr.
Clerk of the Board